

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**CHELESY EASTEP, as surviving
Spouse and next of kin of LONDON
DWAYNE EASTEP,**

Plaintiff,

v.

CITY OF NASHVILLE, TENNESSEE;

**BRIAN MURPHY, STEVEN CARRICK,
EDIN PLANCIC, SEAN WILLIAMS,
JUSTIN PINKELTON, and JAMES
KIDD, in their individual capacities as
officers of the Metropolitan Nashville
Police Department;**

CITY OF MT. JULIET, TENNESSEE;

**FABJAN LLUKAJ, in his individual
capacity as an officer of the Mt. Juliet
Police Department;**

and

**REGGIE EDGE, JR., AND CHARLES
ACHINGER, in their individual
capacities as officers of the Tennessee
Highway Patrol,**

Defendants.

No. 3:22-cv-00721

Chief Judge Crenshaw

Magistrate Judge Newbern

JURY DEMAND

MOTION TO STAY

The Metropolitan Government of Nashville and Davidson County requests that this Court issue a stay pending the resolution of the Metropolitan Nashville Police Department's ("MNPDP") internal investigation conducted by the Office of Professional Accountability ("OPA") and its Use of Force Review Board into the incident that underlies this action (collectively, the "MNPDP internal processes"). The Metropolitan Government anticipates that

these internal reviews will be completed by early 2023, though that is dependent on both (1) receiving formal notification from the Tennessee Bureau of Investigation (“TBI”) about their investigation and (2) the scheduling of the Use of Force Review Board. Concluding these reviews is necessary for the Department of Law to determine if it can represent the individual Defendants.

Mt. Juliet does not oppose the stay. Plaintiff has indicated that she does not oppose extending the time to respond to the complaint for the Metropolitan Defendants until after this motion is decided. But the Plaintiff has not indicated that she consents to the stay.

As described more fully in the accompanying memorandum of law, granting the requested stay will allow the Metropolitan Government to address any representation issues and will not unduly prejudice Plaintiff. Accordingly, the Metropolitan Government requests an indefinite stay with status report filings every 60 days on the progress of the MNPD internal processes.

Respectfully submitted,

THE DEPARTMENT OF LAW OF THE
METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY
WALLACE W. DIETZ (#09949)
DIRECTOR OF LAW

/s/ Melissa Roberge
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been served via the Court's electronic filing system to:

David J. McKenzie
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Lewisburg, TN 37091

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Barbara G. Medley
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on this 18th day of October 2022.

/s/ Melissa Roberge
Melissa Roberge